

**Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
October 12, 1997
9:00 a.m.**

Closed Session: No.

Called To Order: Meeting was called to order at 9:40 a.m.

Opening Ceremony: Opening ceremony was conducted by Frank Ettawageshik.

Council Present: Frank Ettawageshik, Shirley Oldman, George Anthony, Barry Laughlin, Alice Yellowbank, Rita Shananaquet.

Council Absent: Michelle Chingwa, excused.

Staff Present: Susan Keller, Kristi Houghton, Marcia Sutton. Dora Willis absent due to car accident.

Guests Present: See attached list.

Constitution Review: The Tribal Council continued their work on the draft Constitution review until 12:04 p.m.

Recess: A recess was called at 12:04 p.m. for lunch. Meeting was called back to order at 1:06 p.m.

AGENDA:

The agenda was modified.

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to approve agenda as modified.

Vote: 6 YES 0 NO 0 ABSTAINED **Motion Carried**

Shirley Oldman stated that Council never receives committee reports because they are tabled because the meeting runs late. Shirley would like to get a personnel report. Barry Laughlin stated that he could provide a report.

BILLS:

Upon reviewing the bills, an error was noted on the summary sheet regarding the Andrews Cultural Resources bill amount. The amount to be paid was \$956.07, not \$219.00.

Motion as made by **Alice Yellowbank** and was **Seconded** by **Barry Laughlin** to approve the bills as amended.

Vote: 6 YES 0 NO 0 ABSTAINED **Motion Carried**

MINUTES:

The September 14, 1997 meeting minutes were reviewed and corrected.

Motion was made by **Alice Yellowbank** and was **Seconded** by **George Anthony** to approve minutes as amended.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

(Rita Shnanaquet was out of the room at the time of the vote).

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to approve the phone poll 9-17-97 authorizing the mailing of the newsletter. See attached.

Vote: 6 YES 0 NO 0 ABSTAINED **Motion Carried**

The September 28, 1997 meeting minutes were reviewed and corrected.

Discussion was held regarding the hiring plan and Council stated that the only change made to the plan was the motion to change the transfer time from six months to one year.

Motion was made by **George Anthony** and was **Seconded** by **Shirley Oldman** to approve the meeting minutes of 9/28/97 as amended.

Vote: 6 YES

0 NO

0 ABSTAINED

Motion Carried

The Tribal Seal that the Housing Council uses for their program was shown to Council. This is the seal that the Tribal Council Secretary would like to use for the Tribal Seal. Council would like the seal to state around the top half of the seal, "The Great Seal of", and then on the bottom of the seal, "Waganakising Odawa".

Public Comment: Public comment period opened at 2:50 p.m. No public comment was issued.

Public Comment: Public comment closed at 2:50 p.m.

Bea Law - Image Quest

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** for **Resolution #10129701 Tribal Logo** with the period of time being a three year period starting on November 28 at \$75.00 for three years.

Vote: 6 YES

0 NO

0 ABSTAINED

Motion Carried

Comments: No tribal flags will be sold at this time to tribal members.

Tribal Chairman's Report

Chairman Ettawageshik handed out some written information on the boundary issue, Office of Intergovernmental Affairs, Pokagon land opinion. Also verbally discussed items were the Good Hart meeting, Letter to GTB, meeting with Francis Killer, and Gaming Committee. Jeff Parker, George Bennett, Congressman Kildee, and Senator McManus will be attending the gaming rally in Lansing.

There was a meeting conducted with Sheriff Bodzick, Chairman Ettawageshik and Officer McCreery. Deputization based on jurisdiction was discussed. Sheriff Lassater of Charlevoix has sent a letter offering their assistance in the hiring of a new police chief, including background checks, LIEN checks, or interviewing. Sheriff Bodzick stated we have his assistance if needed as well. Jeff stated that he was pleased with the detention agreement LTBB has proposed. Mike McCreery has already been deputized by the Isabella County for the Saginaw/Chippewa Tribe.

The National Congress of American Indians (NCAI) annual convention will be attended in Santa Fe New Mexico. Dora Willis, Chairman Ettawageshik, and Susan Keller will be attending.

Motion was made by **Barry Laughlin** and was **Seconded** by **Alice Yellowbank** to accept the verbal and written report Tribal Chairman's report.

Vote: 6 YES

0 NO

0 ABSTAINED

Motion Carried

Attorney

Jim Bransky discussed negotiations with the US Attorney and the inter-tribal effort to get the compacts approved. **Motion** was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the Attorney's verbal report.

Vote: 6 YES

0 NO

0 ABSTAINED

Motion Carried

Tribal Administrator's Report

The auditor's letter from HIS was discussed and the fact that an audit report needs to be sent in within 30 days. LTBB will need to communicate to HIS that we are in the process of the work being completed. We should be able to comply with an audit by a certain date. The audit projection from LTBB is to be ready by November 3. This information should then be available in December.

Recess: A recess was called at 4:00. Meeting was called back to order at 4:10 p.m.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve the Tribal Administrator's written report.

Vote: 6 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve the Office Manager's report and to acknowledge that she was present to give her report.

Vote: 6 YES 0 NO 0 ABSTAINED **Motion Carried**

Tribal Accountant

It was decided by Council that we would continue receiving services from Killer & Associates, and enter into a contract with Plante Moran for implementing Fundware. A proposal should be written with Francis Killer & Associates that would not be open ended contract. This contract should state an amount not be exceeded, and the job should be completed within this cap. Chairman Ettawageshik will write a letter to Francis Killer & Associates requesting a proposed amount of how much money it will take to complete 1996 by the end of the year. Council would need to allocate money from the Development Account for training of accounting staff in Fundware.

Motion was made by **Barry Laughlin** and was **Seconded** by **Shirley Oldman** to approve the spending up to \$7000.00 for Fundware training from the Development Account.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Plante Moran will be asked to develop a proposal for the Fundware implementation project.

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to approve up to \$1700.00 for a Manpower person in Accounting with funds to come from Development.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to table the previous Treasurer's report.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to table the report from Francis Killer & Associates.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Shirley Oldman had concerns regarding Mike Jacobson and Jim Bransky having a letter from Plante Moran that Council did not have at the last meeting. Jim Bransky stated that Dora Willis had requested that he draft and fax the letter to Plante Moran. This letter was not included in the Tribal Administrator's report to Council.

Recess: Recess was called at 6:20 p.m. Meeting was called back to order at 6:23 p.m.

Health Director

Arlene Naganashe needs approval of a job description for the maternal health nurse and also a sub-contract for the grant.

Motion was made by **George Anthony** and was **Seconded** by **Rita Shananaquet** to adopt the budget for the maternal child health grant through Inter-Tribal Council.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Rita Shananaquet** and was **Seconded** by **Shirley Oldman** to adopt the job description for the maternal child health nurse.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Rita Shananaquet** authorizing Chairman Ettawageshik and Arlene Naganashe to sign the Healthy Start subcontract for the Inter-Tribal Council..

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Rita Shananaquet** and was **Seconded** by **Barry Laughlin** authorizing Chairman Ettawageshik and Arlene Naganashe to sign the contract Indian Elder Mental Health.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to accept the work plan presented by Arlene Naganashe for the Indian Elder Mental Health Contract.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Shirley questioned about the Health Director if the home bound elders would benefit from this grant. The Health Director stated that the community health nurse could go into the home and involve them in this grant.

The Health Director also presented a report from the Contract Health Specialist, Linda Gokee, and the Opening Doors Program, Carol Kiogima.

Community Health Service Delivery Area (CHSDA) Resolution #10129702

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to adopt **Resolution #10129702** have the LTBB CHSDA encompass the entire state of Michigan.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Opening Doors

Motion was made by **Barry Laughlin** and was **Seconded** by **Shirley Oldman** to approve the 1997 Opening Doors budget of \$37,000.00.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** authorizing Chairman Ettawageshik to sign the application.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Rita Shananaquet** and was **Seconded** by **Barry Laughlin** to accept the Health Director's written and verbal report.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Human Services

Shirley Oldman voiced concern regarding the Commodity Foods Program. She stated that what she has been told that money was offered for the Commodity Foods Program and has been turned down. Another concern was that members have voiced their concerns that the commodity food program will not be continued through the Tribe. A letter will be written for the newsletter from the Health Director stating the Tribe's commitment to serving the members through the Commodity Food Program

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the Human Services Report.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Substance Abuse

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to accept the Substance Abuse Report.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Shirley Oldman stated that she would like Council to look at the Executive Order Form. Susan Keller will type up and give it to the Tribal Administrator for review.

Tribal Court

The cleanliness of the buildings in this report was discussed. Staff feel their concerns have not been addressed when they have put their concerns out to supervisors. The Office Manager stated she will address this with the maintenance person. Also discussed was the need for the probation officer had for a cell phone.

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** for the probation officer.
Vote: 4 YES 1 (George Anthony) NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the Tribal Court Report.

Vote: 5 YES 0 NO 0 ABSTAINED **Motion Carried**

Council Departs: Shirley Oldman departed at 7:00 p.m.

Personnel

The Office Manager stated that Susan Keller and Kristi Houghton's employee evaluations are overdue. The Tribal Administrator and Officer Manager will complete the Accountant's evaluation. Chairman Ettawageshik will complete Susan Keller's evaluation by October 16th.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the Enrollment report.
Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to accept the relinquishment of enrollment of William John Lasley dated 8-15-97.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Planner

Motion was made by **Rita Shananaquet** and was **Seconded** by **Barry Laughlin** to accept the Planning Report.
Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Natural Resources Commission

Chairman Ettawageshik stated that a list of names, birthdate, and membership number can be supplied to the Natural Resource Commission to assist in the issuance of licenses.

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to provide a list of member names, birthdate, and roll number to the Natural Resources Commission.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Rita Shananaquet** and was **Seconded** by **George Anthony** to accept the NRC Report and the addendum from Albert Colby.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Housing

Motion was made by **George Anthony** and was **Seconded** by **Rita Shananaquet** to accept the Housing Report as presented.

Vote: 3 YES 1 (Barry Laughlin) NO 0 ABSTAINED **Motion Carried**

Home Improvement Program

Two housing improvement contracts were presented to Council for approval. The contracts were for the same address, time frame, and scope of work. The only difference between the two contracts was the price. Council questioned why work was being performed before the contracts were signed, and why when entering into a contract the contractor over ran the original quote, and then requested additional payment. Barry Laughlin stated he would like the bids from the contractors to be submitted on some type of form.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to approve the two HIP contracts with contractor G. Shananaquet.

Vote: 3 YES 0 NO 1 (**Rita Shananaquet**) ABSTAINED **Motion Carried**

Comments: It was stated that the bids need to be completed on the appropriate form and that the Housing improvements will not be done before the contracts are signed.

Motion was made by **George Anthony** and was **Seconded** by **Rita Shananaquet** to accept the Education Report, Law Enforcement Report.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Archives & Records Management

Wes Andrews stated that he has letters from Richard Perreault, Frank Stead, and Heather Walker stating their interest to serve on the Blackbird Museum Board. There also is a letter coming from Pat Mather.

Motion was made by **Rita Shananaquet** and was **Seconded** by **Barry Laughlin** to appoint Richard Perreault, Frank Stead, Heather Walker, and Pat Mather to the Blackbird Museum Board.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Comments: The Blackbird Museum Board will review the term limits of the people serving on the Blackbird Board Committee and submit this information to Council. Wes will copy the letters to Susan Keller.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the written Archives & Records Management Report.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Historical Preservation

The Historical Preservation Plan was reviewed. Wes Andrews, Historical Preservation Officer, recommended that Tribal Council accept the plan with the exception that the wording within the plan read LTBB requests to exercise control on Indian Country within the jurisdiction of the tribe. The section regarding merging Nagwanatik with the Blackbird Museum Board was discussed. One problem identified was that Nagwanatik is an organization that does not have a set membership.

It was decided by Council that the section on merging Nagwanatik and the Blackbird Board be removed from the Historical Preservation Plan.

Wes Andrews stated that he would like to have the Blackbird Board redefine it's role to being one of advisory. He would also like to include a management plan, oversee this plan, and to diminish the control of the museum from the City of Harbor Springs.

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to accept the Historical Preservation Plan as amended.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Communications

Bylines in the newsletter were discussed and it was decided by Council that the newsletter will not contain by-lines but will contain a list stating the names of the department heads.

Motion was made by **Barry Laughlin** and was **Seconded** by **Rita Shananaquet** to have a list of department heads in the newsletter and not require by lines on articles.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Motion was made by **Barry Laughlin** and was **Seconded** by **George Anthony** to table the Executive Order Form.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Facilities

There was a personnel problem encountered during the installment of the heating system at the 1345 Health Building. Barry Laughlin will speak to the Tribal Administrator about this issue.

Chairman Ettawageshik stated that the Justice Center lease is signed. The 1345 Health Building is about to be purchased.

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to accept the Facilities and Personnel report.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

Public Comment: Public comment opened and closed at 8:29 p.m.

Motion was made by **George Anthony** and was **Seconded** by **Barry Laughlin** to adjourn the Tribal Council meeting at 8:30 p.m.

Vote: 4 YES 0 NO 0 ABSTAINED **Motion Carried**

These minutes have been read and approved as written:

Barry Laughlin, Tribal Council Secretary

Date